

REMARKS

The Office Action dated December 14, 1004 has been carefully considered. Claim 10 has been amended. Claims 1-9, 11 and 30-69 have been cancelled. Claims 10 and 12 – 29 are in this application.

The specification has been amended to correct typographical errors. With regard to paragraph [00140] applicant notes that the bar chart in Fig. 25 also shows that the n-hexane extract of *Dendrobii Caulis* (DCMPh) having various concentration (100, or 1000 additional μ g/ml) can significantly accelerate the NO production of RPE. Accordingly, the paragraph has been amended to provide additional description into the specification of the experimental results. No new matter has been entered.

The previously present claims 10 and 11-29 were rejected under 35 U.S.C. § 112, first paragraph, as failing to comply with the written description requirement. The Examiner alleges that the client was not in possession of the method for extracting every plant, since the specification does not show representative *Caulis* would provide for the fractions as described in claims 22-29. Applicants note that claim 10 has been amended to incorporate the limitation of the plant of *Dendrobii Caulis*. Accordingly, the present claims are supported by the specification.

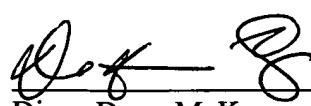
As noted by the Examiner, the closest prior art of record Miyazawa et al., provide no explicit teaching, nor any motivation to extract the plant in the manner provided by the instant claims. Accordingly, the present claims are allowable over the prior art of record.

In view of the foregoing, Applicant submits that all pending claims are in condition for allowance and request that all claims be allowed. The Examiner is invited to contact the undersigned should she believe that this would expedite prosecution of this application. It is

believed that no fee is required. The Commissioner is authorized to charge any deficiency or credit any overpayment to Deposit Account No. 13-2165.

Respectfully submitted,

Dated: March 14, 2005


Diane Dunn McKay
Reg. No. 34,586
Attorney for Applicant

MATHEWS, COLLINS, SHEPHERD & McKAY, P.A.
100 Thanet Circle, Suite 306
Princeton, NJ 08540
Tel: 609 924 8555
Fax: 609 924 3036